

Name and address:

David C. Fathi
American Civil Liberties Union
915 15th Street, NW Suite 700
Washington D.C. 20005

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

STEPHENSON AWAH TENENG, et al.

Plaintiff(s),

v.

DONALD J. TRUMP, et al.

Defendant(s),

CASE NUMBER

5:18 cv-01609 JGB-KK

APPLICATION OF NON-RESIDENT ATTORNEY
TO APPEAR IN A SPECIFIC CASE
PRO HAC VICE

INSTRUCTIONS FOR APPLICANTS

- (1) The attorney seeking to appear pro hac vice must complete Section I of this Application, personally sign, in ink, the certification in Section II, and have the designated Local Counsel sign in Section III. **ELECTRONIC SIGNATURES ARE NOT ACCEPTED.** Space to supplement responses is provided in Section IV. The applicant must also attach a Certificate of Good Standing (issued within the last 30 days) from every state bar to which he or she is admitted; failure to do so will be grounds for denying the Application. Scan the completed Application with its original ink signature, together with any attachment(s), to a single Portable Document Format (PDF) file.
- (2) Have the designated Local Counsel file the Application electronically using the Court's CM/ECF System ("Motions and Related Filings => Applications/Ex Parte Applications/Motions/Petitions/Requests => Appear Pro Hac Vice (G-64)"), attach a Proposed Order (using Form G-64 ORDER, available from the Court's website), and pay the required \$400 fee online at the time of filing (using a credit card). The fee is required for each case in which the applicant files an Application. Failure to pay the fee at the time of filing will be grounds for denying the Application. **Out-of-state federal government attorneys are not required to pay the \$400 fee.** (Certain attorneys for the United States are also exempt from the requirement of applying for pro hac vice status. See L.R. 83-2.1.4.) A copy of the G-64 ORDER in Word or WordPerfect format must be emailed to the generic chambers email address. L.R. 5-4.4.2.

SECTION I - INFORMATION

Fathi, David C.

Applicant's Name (Last Name, First Name & Middle Initial)

check here if federal government attorney ☐

American Civil Liberties Union

Firm/Agency Name

915 15th Street, NW

(202) 548-6603

(202) 393-4931

Suite 700

Telephone Number

Fax Number

Street Address

Washington D.C. 20005

dfathi@aclu.org

City, State, Zip Code

E-mail Address

I have been retained to represent the following parties:

Stephenson Awah Teneng, et al.

☒ Plaintiff(s) ☐ Defendant(s) ☐ Other: _____☐ Plaintiff(s) ☐ Defendant(s) ☐ Other: _____

Name(s) of Party(ies) Represented

List all state and federal courts (including appellate courts) to which the applicant has been admitted, and provide the current status of his or her membership. Use Section IV if more room is needed, or to provide additional information.

<u>Name of Court</u>	<u>Date of Admission</u>	<u>Active Member in Good Standing? (if not, please explain)</u>
U.S. Supreme Court	3/9/1992	Yes
U.S. Ct. of Appeals for the Fourth Circuit	3/19/1992	Yes
U.S. Ct. of Appeals for the Ninth Circuit	10/6/1994	Yes

List all cases in which the applicant has applied to this Court for *pro hac vice* status in the previous three years (continue in Section IV if needed):

<u>Case Number</u>	<u>Title of Action</u>	<u>Date of Application</u>	<u>Granted / Denied?</u>
	N/A		

If any *pro hac vice* applications submitted within the past three (3) years have been denied by the Court, please explain:

N/A

Has the applicant previously registered as a CM/ECF user in the Central District of California? ☐ Yes ☒ No

If yes, was the applicant's CM/ECF User account associated with the e-mail address provided above? ☐ Yes ☒ No

Previous E-mail Used (if applicable)

Attorneys must be registered for the Court's Case Management/Electronic Case Filing ("CM/ECF") System to be admitted to practice *pro hac vice* in this Court. Submission of this Application will constitute your registration (or re-registration) as a CM/ECF User. If the Court signs an Order granting your Application, you will either be issued a new CM/ECF login and password, or the existing account you identified above will be associated with your case. Pursuant to Local Rule 5-3.2.3, registering as a CM/ECF User is deemed consent, for purposes of Fed. R. Civ. P. 5(b)(2)(E), to electronic service of documents through the CM/ECF System. You have the right to withhold or revoke your consent to electronic service at any time; simply complete and return a Central District Electronic Service Exemption Form (Form G-05, available from the Court's website). If the Court receives an Electronic Service Exemption Form from you, you will no longer receive notice by e-mail when Court orders or other documents are filed in cases in which you are counsel of record; instead, copies of such documents will be sent to you through the mail.

SECTION II - CERTIFICATION

I declare under penalty of perjury that:

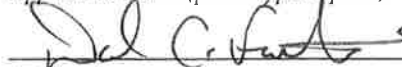
- (1) All of the above information is true and correct.
- (2) I am not a resident of the State of California. I am not regularly employed in, or engaged in substantial business, professional, or other activities in the State of California.
- (3) I am not currently suspended from and have never been disbarred from practice in any court.
- (4) I am familiar with the Court's Local Civil and Criminal Rules, the Federal Rules of Civil and Criminal Procedure, and the Federal Rules of Evidence.
- (5) I designate the attorney listed in Section III below, who is a member in good standing of the Bar of this Court and maintains an office in the Central District of California for the practice of law, as local counsel pursuant to Local Rule 83-2.1.3.4.

Dated

August 7, 2018

David C. Fathi

Applicant's Name (please type or print)



Applicant's Signature

SECTION III - DESIGNATION OF LOCAL COUNSEL

Michael Kaufman

Designee's Name (Last Name, First Name & Middle Initial)

American Civil Liberties Union of Southern California

Firm/Agency Name

1313 W. 8th Street

Street Address

Los Angeles, CA 90017

City, State, Zip Code

213-977-9500

*Telephone Number**Fax Number*

mkaufman@aclusocal.org

E-mail Address

254575

Designee's California State Bar Number

I hereby consent to the foregoing designation as local counsel, and declare under penalty of perjury that I maintain an office in the Central District of California for the practice of law.

Dated 9/8/18

Michael Kaufman

Designee's Name (please type or print)*Designee's Signature***SECTION IV - SUPPLEMENT ANSWERS HERE (ATTACH ADDITIONAL PAGES IF NECESSARY)**

Additional state and federal court admissions (name of court/ admission date/ in good standing?)

U.S. Court of Appeals for the Seventh Circuit; admitted 8/16/2002; Yes
 U.S. Court of Appeals for the Tenth Circuit; admitted 8/13/2003; Yes
 U.S. Court of Appeals for the Fifth Circuit; admitted 12/14/15; Yes
 U.S. District Court for the E.D. Cal.; admitted 2/6/1989; Yes
 U.S. District Court for the W.D. of Washington; admitted 8/31/1995; Yes
 U.S. District Court for the E.D. of Washington; admitted 12/30/1996; Yes
 U.S. District Court for the District of Colorado; admitted 3/6/2002; Yes
 U.S. District Court for the S.D. of Indiana; admitted 1/31/2005; Yes
 U.S. District Court for the E.D. Wisconsin; admitted 5/2/2006; Yes
 State Bar of California; admitted 2/2/1989; Yes (inactive)
 State Bar of Washington; admitted 6/20/1995; Yes

IN THE SUPREME COURT OF THE STATE OF WASHINGTON

IN THE MATTER OF THE ADMISSION)	BAR NO. 24893
)	
OF)	CERTIFICATE
)	
DAVID C. FATHI)	OF
)	
TO PRACTICE IN THE COURTS OF THIS STATE)	GOOD STANDING
)	

I, Susan L. Carlson, Clerk of the Supreme Court of the State of Washington, hereby certify

DAVID C. FATHI

was regularly admitted to practice as an Attorney and Counselor at Law in the Supreme Court and all the Courts of the State of Washington on June 20, 1995, and is now and has continuously since that date been an attorney in good standing, and has a current status of active.



IN TESTIMONY WHEREOF, I have
hereunto set my hand and affixed
the seal of said Court this 30th day of
July, 2018.

A handwritten signature in cursive script, reading "Susan L. Carlson", followed by a horizontal line.

Susan L. Carlson
Supreme Court Clerk
Washington State Supreme Court